

UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF NEW YORK

GALBRAITH & PAUL, INC.,

Plaintiff,

vs.

RUBY TUESDAY, INC.,

Defendant.

CIVIL ACTION NO.: 07 CV 10512

AFFIDAVIT OF SERVICE

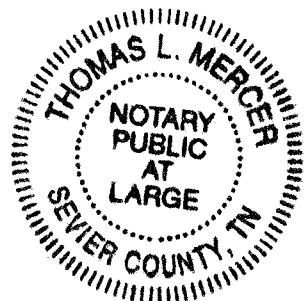
STATE OF TENNESSEE, COUNTY OF SEVIER, to wit:

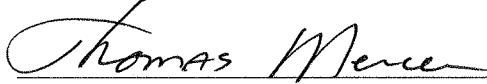
I HEREBY CERTIFY that on the 27<sup>th</sup> day of November , 2007, before me, the Subscriber, a Notary Public of the State and County aforesaid, personally appeared Joyce Mercer who made an oath in due form of law as follows:

1. That on November 27, 2007, at 3:27pm, I served a Summons and Complaint on Ruby Tuesday, Inc. located at 150 West Church Avenue, Maryville, TN 37801. Melanie Wallace, from the legal department, accepted the Summons and Complaint on behalf of Ruby Tuesday, Inc.

  
\_\_\_\_\_  
Joyce Mercer, Process Server, # 54

Subscribed and sworn to before me the date first above written.



  
\_\_\_\_\_  
Thomas Mercer  
Notary Public  
My Commission expires: 9/21/11